UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WASHINGTON

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social
Security,
Defendant.

No. CV-09-3103-CI

ORDER ADOPTING REPORT AND RECOMMENDATION

Magistrate Judge Imbrogno filed a Report and Recommendation on December 20, 2010, recommending the Court adopt the parties' stipulated Motion for Remand of the above-captioned matter to the Commissioner for additional administrative proceedings. (ECF Nos. 28 & 29.) Objections were due on or before January 3, 2011. There being no objections filed, the Court ADOPTS the Report and Recommendation in its entirety. Accordingly, IT IS ORDERED:

- The parties' stipulated Motion for Remand (ECF No. 28) is GRANTED.
- 2. The case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g) and as set forth in the magistrate judge's Report and Recommendation.
- 3. Judgment shall be entered for Plaintiff.
- 4. An application for attorney fees may be filed by separate

motion. IT IS SO ORDERED. The District Court Executive is directed to enter this Order and to provide copies to counsel. **DATED** this _____ 10th ____ day of January 2011. s/Edward F. Shea EDWARD F. SHEA United States District Judge Q:\Civil\2009\3103.orderadoptingR&R.wpd

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